



MEMO

DATE: July 29, 2010
TO: Community Development Department
FROM: Public Works Director *C. Ruiz*
SUBJECT: Library – 2755 Estero Boulevard – Landscape Revisions

In my prior review for stormwater compliance I did not look at the landscape plan for the subject site as I was not aware that they were looking for anything out of the ordinary. Upon my review I found that on both Bay Road and School Street, vegetation plantings are being proposed within the Town right-of-way. It is also proposed that landscaping is proposed for the Lee County right-of-way as well. I am certain that the County will identify that as part of their review.

From the Town's perspective, I do not believe that there is opposition to placing landscaping within the right-of-way however some vehicle will need to be put into place that provides for perpetual maintenance and provides the Town the ability to remove said vegetation should it become necessary. With that, it seems as though a condition would be needed that in the event of removal of any vegetation within the right-of-way, the Library would be responsible to find a location on their, or another, property for the replacement vegetation so that the approved Land Development Order would remain in compliance. It is plausible, that there is an existing agreement in place for the use of the right-of-way on Bay Road. I believe the new library was built prior to Town incorporation so it is actually unlikely that the County required such an agreement, but I believe it should be investigated so that it can be properly addressed as the project moves forward.

Let me know if you have any questions or additional concerns with this matter.

pc: file